

BIENNIAL REPORT
OF THE
ATTORNEY GENERAL
OF
ALABAMA

1916-1918

Montgomery, Ala.
The Brown Printing Company,
State Printers and Binders,
1918.

BIENNIAL REPORT
OF THE
ATTORNEY GENERAL
TO THE
GOVERNOR OF THE STATE OF
ALABAMA

FOR THE PERIOD

FROM OCTOBER 1, 1916
TO SEPTEMBER 30, 1918

WILLIAM L. MARTIN.....Attorney General
(From October 1, 1916, to January 1, 1918.)

Lawrence E. Brown.....Assistant Attorney General
(From October 1, 1916, to January 1, 1918.)

Perry W. Turner.....Assistant Attorney General
Harwell G. Davis.....Assistant Attorney General
(From October 1, 1916 to......)

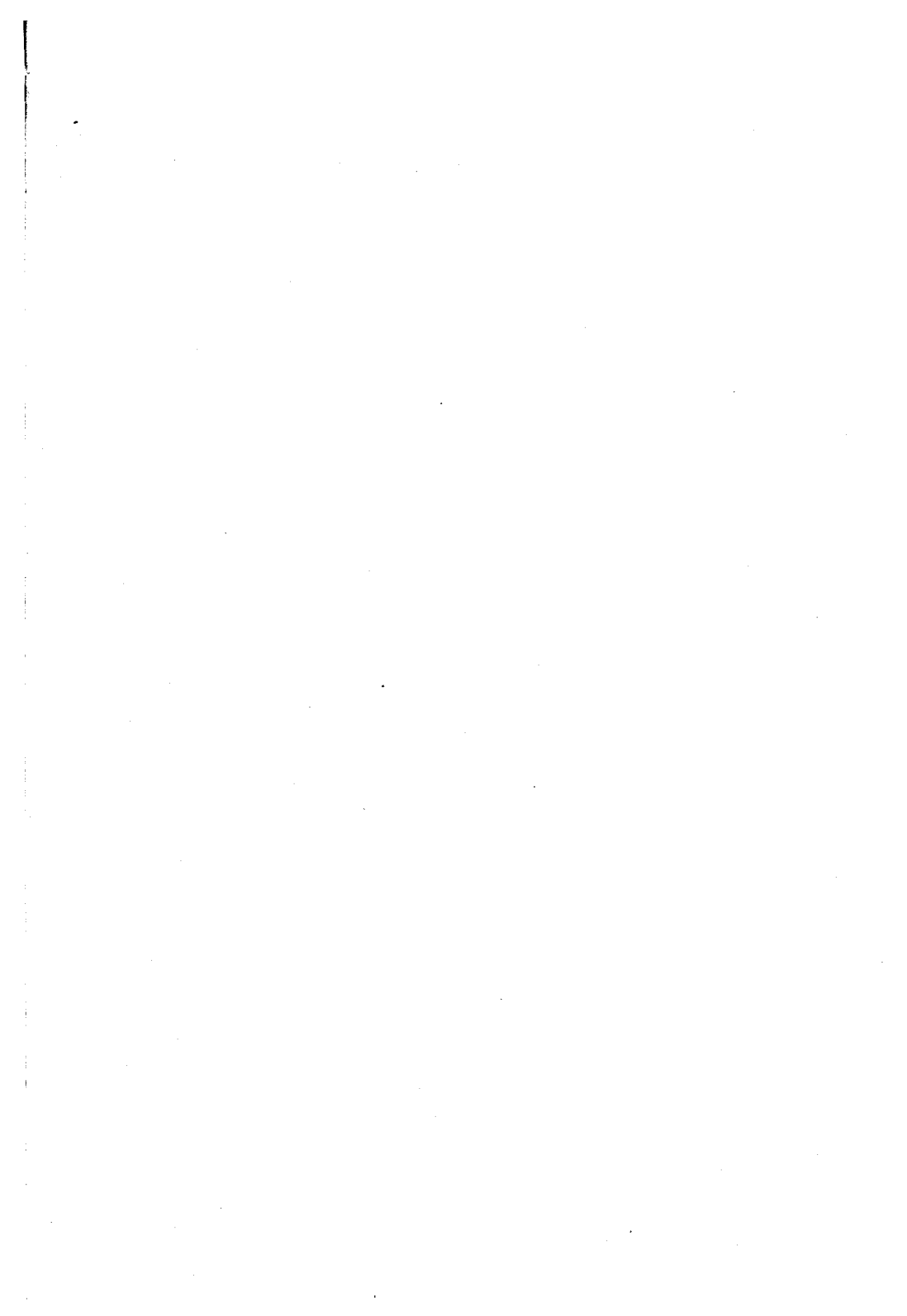
L. L. Cawthon.....Chief Clerk
O. A. Adams.....Clerk
(From October 1, 1916 to......)

Douglass ClarkClerk
(From October 1, 1916, to January 1, 1918.)

F. LOYD TATE.....Attorney General
(From January 1, 1918, to October 1, 1918.)

David W. W. Fuller.....Assistant Attorney General
Emmet S. Thigpen.....Assistant Attorney General
(From January 1, 1918, to October 1, 1918.)

Mrs. Elizabeth Crawford.....Chief Clerk
Miss Minnie L. Anderson.....Clerk
(During the year 1918.)



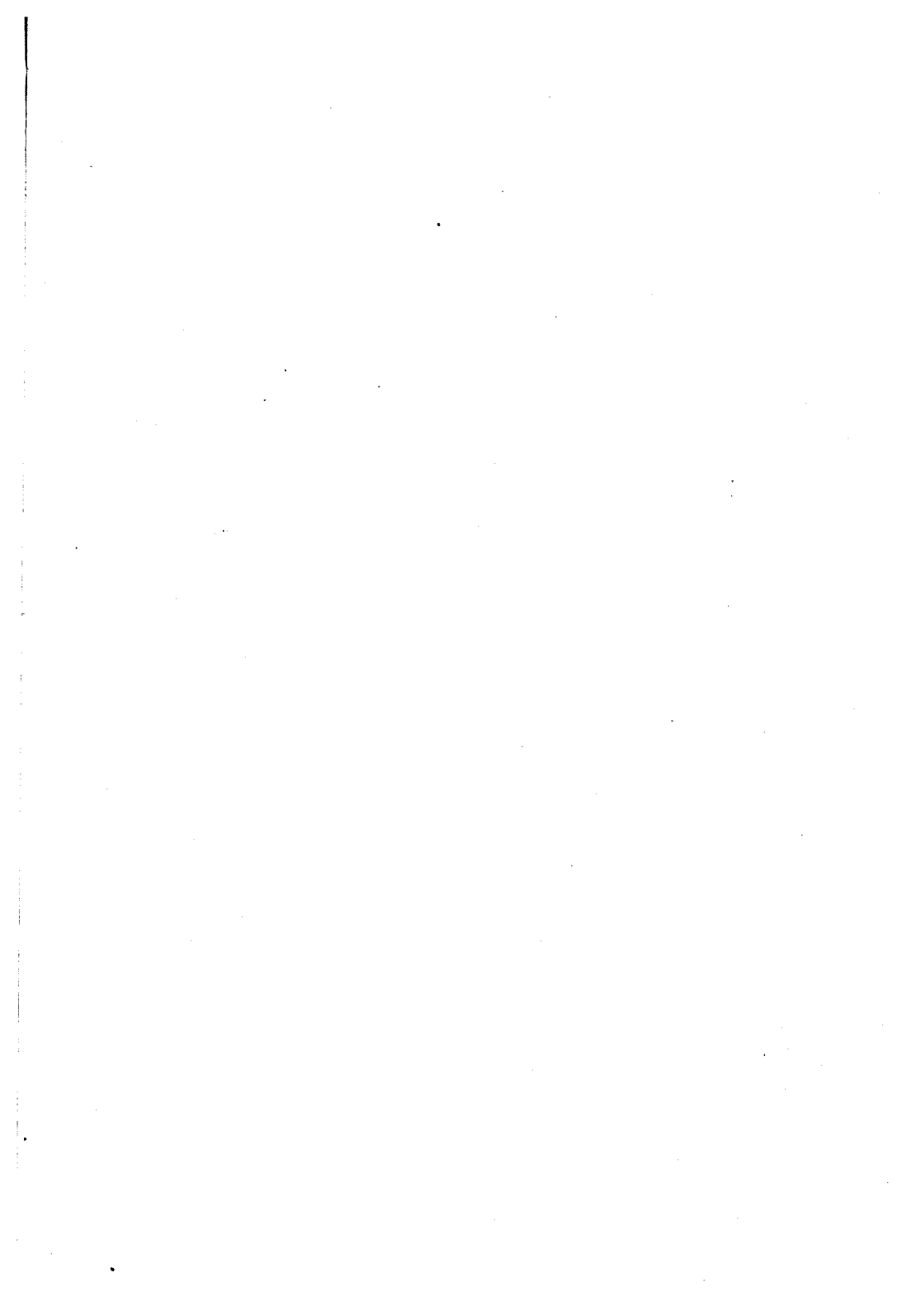
ATTORNEYS GENERAL OF ALABAMA

1819-1918

Henry Hitchcock	1819
Thomas White	1823
Constantine Perkins	1825
Peter Martin	1832
Alexander B. Meek	1836
John D. Phelan	1836
Lincoln Clarke	1838
Matthew W. Lindsay	1839
Thomas D. Clarke	1843
William H. Martin	1847
Marion A. Baldwin	1850
John W. A. Sanford	1865
Joshua Morse	1868
John W. A. Sanford	1870
Benjamin Gardner	1872
John W. A. Sanford	1874
Henry C. Tompkins	1878
Thomas N. McClellan	1884
William L. Martin	1889
William C. Fitts	1894
Charles G. Brown	1898
Massey Wilson	1903
Alexander M. Garber	1907
Robert C. Brickell	1911
William L. Martin (Jr.)	1915
F. Loyd Tate*	1918

Note: For many years, and until Feb. 20, 1866, the law required the Attorney General to act as Solicitor for the Circuit in which the seat of government was located.

*Appointed by Governor Henderson, January 1, 1918.



FOREWORD

October 1, 1918.

*Hon. Charles Henderson,
Governor of Alabama,
State Capitol.*

DEAR SIR:—In compliance with the law, I have the honor to transmit to you the biennial report of the Attorney General, covering the period beginning October 1, 1916, and ending October 1, 1918. This report covers fifteen months of the administration of my predecessor, Hon. W. L. Martin, (October 1, 1916, to January 1, 1918), and nine months of the conduct of the office under myself, (January 2, 1918, to October 1, 1918).

Appreciating and endorsing your policy of economy in the administration of the State's affairs, I have endeavored to conduct the office along economical lines, at the same time having due regard for efficiency.

With this end in view, I have employed only two assistants: Hon. Emmet S. Thigpen, as Special Assistant Attorney General and Hon. David W. W. Fuller, as First Assistant Attorney General. I feel it only just to them to say that whatever credit, if any, may be due for the conduct of the office during my administration is as much due to their efforts and untiring labors in behalf of the State as to my own. This is no less true of the stenographic force of the office.

The law leaves to the discretion of the Attorney General the inclusion in the biennial report of such opinions rendered by him as are deemed to be of public interest. Having followed the custom of my predecessors in giving to the press from time to time as the same were rendered such opinions as were deemed to be of public interest, and, as all opinions which have been rendered are on file in this office and available to interested persons on application, I have omitted the opinions from my printed report herewith submitted, as the expense of such a publication, under the circumstances, would not be justified.

The Legislature of 1915 (Acts 1915, page 896, et seq.) changed the name of the "Alabama Home of Refuge," situated at East Lake, Alabama, to that of the "State Training School for Girls." The same Legislature appropriated fifty

thousand dollars (\$50,000) dollars, to be expended by the board of managers of the institution, subject to the approval of the Governor and the Attorney General (who, under the law, are ex-officio members of the board), for providing suitable grounds, land, buildings, etc., for the school. Due largely to the good business judgment of your Excellency, together with the assistance of the members of the board controlling the institution, and the generous contributions of the citizens of Jefferson county and other sections of the State, the State was able to secure from Gen. Louis V. Clarke, as a home for the State Training School for Girls, a handsome piece of property, situated about seventeen miles from Birmingham, and known as Matsuyama. This property was secured at exceeding small cost to the State, and consists of several hundred acres of ground, and substantial as well as commodious buildings. This leaves the fifty thousand (\$50,000) dollar appropriation almost intact to provide for any needed changes, improvements and general maintenance of this school. The girls have already been removed from their cramped quarters at East Lake, and are now installed in their new quarters, under the control and able management of their superintendent, Mrs. Ophelia Amye. That I had some small part in helping to accomplish this is one of the most pleasant events of my administration.

I cannot close this foreword without expressing my appreciation of the new associations and relationships formed while in the discharge of my duties as Attorney General. The heads of the various departments of the State have been courteous and considerate in the extreme, and to work with them and for them has been not only a source of great pleasure, but has also been a source of profit as well.

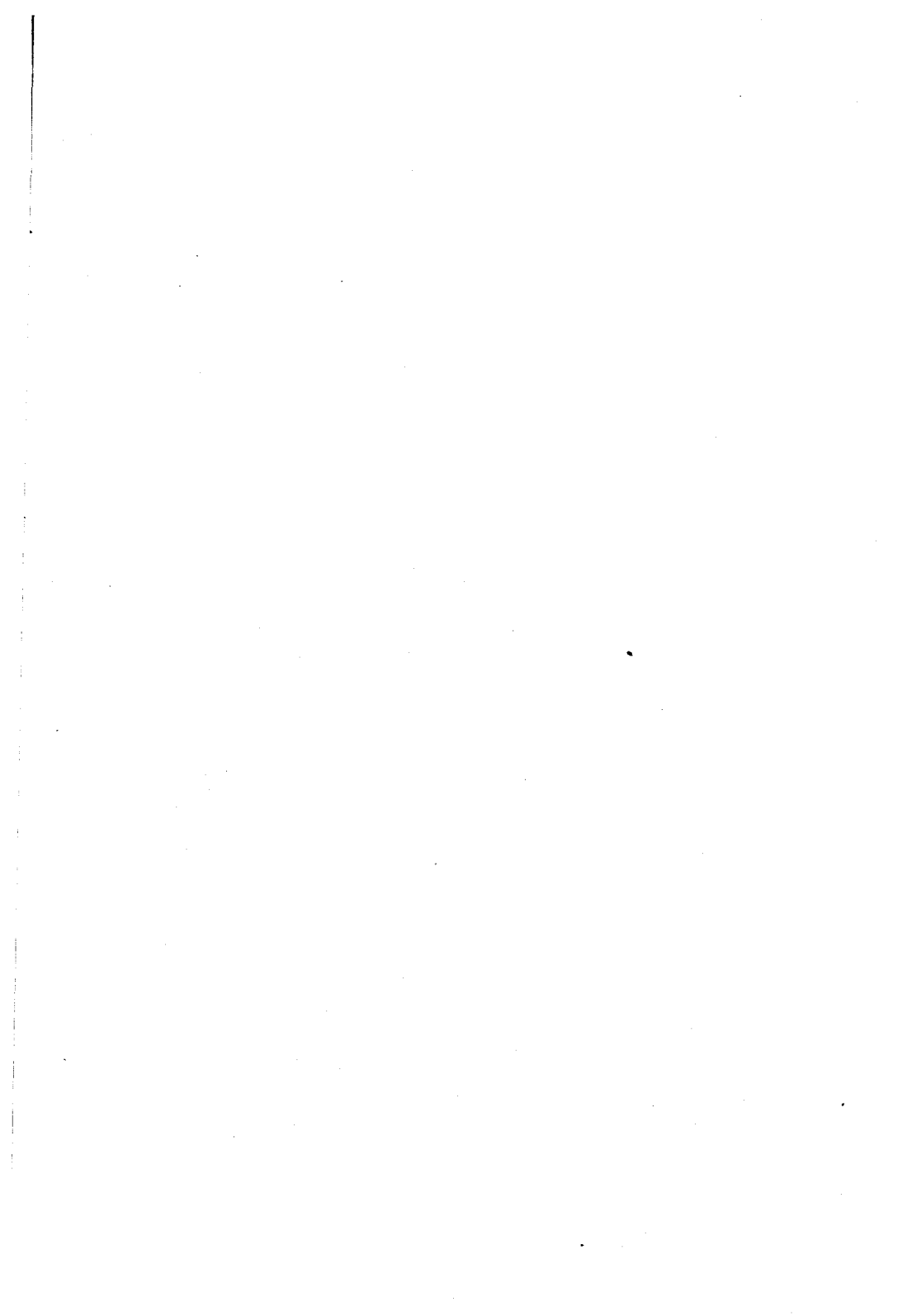
I shall always remember the brief period in which I have filled the office of Attorney General, and the pleasant associations formed during that time as one of the happiest events of my life. The various subjects upon which the law requires the Attorney General to make suggestions in his biennial report will be treated under their proper captions in the subsequent pages hereof.

All of which is respectfully submitted.

Very truly,

F. LOYD TATE,
Attorney General.

CIVIL CASES
PENDING AND DISPOSED OF
DURING THE PERIOD FROM
OCTOBER 1st, 1916 TO SEPTEMBER 30th, 1918



CIVIL CASES

PENDING AND DISPOSED OF DURING THE PERIOD
FROM OCTOBER 1, 1916, TO OCTOBER 1, 1918.

TAX CASES

KANSAS CITY, MEMPHIS AND BIRMINGHAM RAILROAD CO.
VS. J. P. STILES, JUDGE OF PROBATE.

IN THE CITY COURT OF BIRMINGHAM.

Suit to recover franchise taxes paid by plaintiff under Section 12 of the revenue bill of 1911. Relief having been denied by the trial court and by the Supreme Court of Alabama, an appeal was taken by the railroad company to the Supreme Court of the United States. Upon the motion of the Attorney General the case was advanced and was submitted on October 17, 1916. On December 4, 1916, the Supreme Court of the United States rendered a judgment affirming the judgment of the Supreme Court of Alabama. (See 242 U. S. 111.)

STATE OF ALABAMA VS. LOUISVILLE AND NASHVILLE RAIL-
ROAD COMPANY.

IN THE CIRCUIT COURT OF MONTGOMERY.

Appeal by the State from the franchise tax paid by the defendant for the year 1916 on an amount of capital employed equal to \$13,432,046.40. The State contends that the tax should be based on \$56,564,950.00, as the amount of capital employed. On April 25, 1917, judgment was rendered in favor of the State for \$28,377.96, by the Circuit Court of Montgomery, and, from this judgment, the railroad company appealed to the Supreme Court of Alabama. On December 20, 1917, the judgment of the Circuit Court was affirmed by the Supreme Court of Alabama and a

rehearing was denied on January 24, 1918. On January 29, 1918, the railroad company filed a petition for a writ of error to the Supreme Court of the United States and the case is now pending in that court. On motion of the Attorney General the case was advanced and was set for October 14, 1918.

THE STATE VS. LOUISVILLE AND NASHVILLE RAILROAD CO.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1917. This case is continued generally to await the result of the appeal from the franchise tax paid for the year 1916 and which is now pending in Supreme Court of United States.

THE STATE VS. NASHVILLE, CHATTANOOGA AND ST. LOUIS RAILROAD CO.

IN THE CIRCUIT COURT OF MADISON COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1917. This case has, by agreement, been removed to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. SOUTHERN RAILWAY COMPANY.

IN THE CIRCUIT COURT OF HALE COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1917. This case has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. SEABOARD AIR LINE RAILWAY CO.

IN THE CIRCUIT COURT OF ST. CLAIR COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1917.

This case has, by agreement, been transferred to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. CENTRAL OF GEORGIA RAILWAY COMPANY.

IN THE CIRCUIT COURT OF ST. CLAIR COUNTY.

This case has, by agreement, been transferred to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. ATLANTA, BIRMINGHAM AND ATLANTIC
RAILWAY COMPANY.

IN THE CIRCUIT COURT OF CLAY COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1917.

This case has, by agreement, been removed to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. NASHVILLE, CHATTANOOGA AND ST. LOUIS
RAILWAY COMPANY.

IN THE CIRCUIT COURT OF MADISON COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been removed to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. CENTRAL OF GEORGIA RAILWAY COMPANY.

IN THE CIRCUIT COURT OF ST. CLAIR COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been removed to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. EMPIRE LAND COMPANY.

IN THE CIRCUIT COURT OF ST. CLAIR COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been removed to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. THE ATLANTIC COAST LINE RAILWAY CO.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been continued generally to await the result of another case against the same defendant, now pending in the Supreme Court of Alabama.

THE STATE VS. SOUTHERN RAILWAY COMPANY.

IN THE CIRCUIT COURT OF HALE COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been continued to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. LOUISVILLE AND NASHVILLE RAILROAD CO.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been continued to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. SEABOARD AIR LINE RAILWAY COMPANY.

IN THE CIRCUIT COURT OF ST. CLAIR COUNTY.

Appeal by the State from the franchise tax paid by the defendant for the year 1918.

This case has, by agreement, been transferred to the Circuit Court of Montgomery county, and has been continued generally to await the result of the case against the Louisville and Nashville Railroad Company, now pending in the Supreme Court of the United States.

THE STATE VS. WHOLESALE AND RETAIL CREDIT
ASSOCIATION.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

This was a suit by the State to recover of the defendant the license imposed upon persons, firms and corporations for inquiring into and reporting upon the standing of persons in this State. The lower court decided against the State,

but, on appeal, the Supreme Court reversed the judgment of the lower court and rendered a judgment in favor of the State. (77 So. 735.)

EMPIRE MINING COMPANY VS. P. B. BOWERS, TAX
COLLECTOR.

This was a suit by the plaintiff to recover taxes paid by it. The lower court decided against the plaintiff, and the judgment was affirmed by the Supreme Court. (79 South. 561.)

In addition to the above this office has disposed of about 900 cases in the Circuit Court of Jefferson county, which were appeals taken by tax payers from the assessments fixed by the County Board of Equalization and one case in Circuit Court of Houston county.

SUITS ON OFFICIAL BONDS

THE STATE VS. R. F. KOLB AND NATIONAL SURETY CO.
IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

This is a suit filed by the State against R. F. Kolb, as Commissioner of Agriculture and Industries, and his surety, for the defalcation of C. H. Billingsley, pure food, drug and feed clerk in the Department of Agriculture and Industries. The court sustained demurrers to the complaint filed by the State and the State appealed to the Supreme Court. On February 14, 1918, the Supreme Court affirmed the judgment of the lower court, and, on April 25, 1918, denied an application for rehearing. This finally disposes of this case against the State.

THE STATE VS. W. E. BRADFORD AND H. C. HENDERSON.
IN THE CIRCUIT COURT OF MAHSHALL COUNTY. IN EQUITY.

This is a bill in chancery filed by the State to recover funds of the above defendants, as sureties upon the bond of S. A. Bradford, County Treasurer of Public School Funds.

One of the defendants, H. C. Henderson, died and the cause has been revived against his executors. The case is still pending.

GENERAL LITIGATION

PUBLIC SERVICE COMMISSION VS. KANSAS CITY, MEMPHIS
AND BIRMINGHAM RAILWAY COMPANY, ET ALS.

IN THE CIRCUIT COURT OF WALKER COUNTY.

This is a suit growing out of an order made by the Public Service Commission directing the defendants to construct a union depot in Jasper. A suit was filed to recover the statutory penalties for failure to comply with the order and a petition for mandamus was filed at the same time. The case is still pending.

THOMAS B. DONALDSON, AS SPECIAL INSURANCE COMMISSIONER OF PENNSYLVANIA VS. ILLINOIS SURETY
COMPANY, DEFENDANT, AND W. L. LANCAS-
TER, STATE TREASURER, GARNISHEE

IN THE CITY COURT OF BIRMINGHAM.

This was a garnishment issued against the State Treasurer seeking to subject securities held by him to the payment of a judgment. The garnishment was dismissed.

ALABAMA CENTRAL RAILROAD COMPANY VS. ALABAMA
PUBLIC SERVICE COMMISSION.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.
IN EQUITY.

This was a bill filed by the plaintiff to enjoin the enforcement of an order of the Public Service Commission requiring the complainant to construct a sidetrack. The case was disposed of by a decree for complainant.

BIRMINGHAM BELT RAILWAY COMPANY VS. ALABAMA
PUBLIC SERVICE COMMISSION.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.
IN EQUITY.

This is a bill to enjoin the Public Service Commission from the enforcement of an order compelling the complainant to publish and maintain a minimum switch rate.

The case is still pending.

THE STATE VS. THE ADVERTISER COMPANY.
THE STATE VS. MONTGOMERY TIMES COMPANY.
THE STATE VS. BIRMINGHAM NEWS.
THE STATE VS. AGE-HERALD PUBLISHING CO.

The above suits were filed against the newspapers seeking to enjoin them from publishing certain advertisements as being advertisements of prohibited liquors. A temporary injunction was granted. The lower court sustained demurrers to the bill filed by the State and dissolved the injunction. Thereupon the State appealed to the Supreme Court and the Supreme Court affirmed the judgment of the lower court. (77 So. 758.)

THE STATE VS. FARMERS MUTUAL ASSOCIATION.
IN THE CIRCUIT COURT OF JEFFERSON COUNTY.

This was a petition filed by the State on March 18, 1918, to compel an examination of the books of defendant by an examiner of the Insurance Department. April 22, 1918, the mandamus was granted and the defendant appealed. The case is now pending on appeal.

BIRMINGHAM PACKING COMPANY VS. LOUISVILLE AND
NASHVILLE RAILROAD COMPANY.
IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
NORTHERN DISTRICT OF ALABAMA.

This was a bill in equity filed by the complainant to enjoin the defendant from refusing to haul cattle for immedi-

ate slaughter, and to compel it to haul cattle for immediate slaughter contrary to the rules and regulations of the Alabama Live Stock Sanitary Board. On April 10, 1918, a motion to dismiss the bill for want of equity was argued; and on April 24, 1918, a decree was rendered by the court dismissing the bill out of court.

W. P. RUSSELL, ADMINISTRATOR VS. HAYNEVILLE AND
MONTGOMERY RAILWAY COMPANY.

IN THE CIRCUIT COURT OF LOWNDES COUNTY. IN EQUITY.

This was a bill filed to foreclose a mortgage, executed by the railroad. The court rendered a decree of foreclosure, ordered a sale of the property and allowed the purchaser to remove the property and cease to operate the railroad. The State filed a petition for intervention seeking to prevent the removal of the track and to compel the operation of the railroad by the purchaser. On January 14, 1918, the court rendered a decree denying the petition of the State.

THE STATE VS. MARYLAND CASUALTY COMPANY.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

This is a suit by the State against Maryland Casualty Company, the surety on the bond of Thoele-Phillips Manufacturing Company, to recover \$5,040.75 due by said Thoele-Phillips Manufacturing Company to the State on a contract for the hire of convicts, and is still pending.

Thoele-Phillips Manufacturing Company has been adjudged a bankrupt and the State filed its petition in the bankruptcy cause seeking to have its claim allowed as a prior claim and paid in full. The District Court of the United States denied the petition of the State and allowed the claim as a simple claim. Thereupon, the State appealed from the judgment of the District Court to the Circuit Court of Appeals of the United States and the appeal is now pending. It was agreed between the parties that the suit of the State vs. Maryland Casualty Company should be continued until a decision is rendered by the Circuit Court of Appeals.

THE STATE VS. LOUISVILLE AND NASHVILLE RAILROAD
COMPANY.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.
IN EQUITY.

This is a bill filed to enjoin delivery of prohibited liquors in violation of law and is still pending.

THE STATE VS. GEORGE PREISS AND J. B. GORDON KEATING.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.
IN EQUITY.

This is a bill to enjoin receiving and delivering prohibited liquors in violation of law. A temporary injunction was issued and, on June 20, 1918, a decree was rendered making perpetual the injunction.

JAMES S. HOPKINS, AS RECEIVER OF ILLINOIS SURETY COM-
PANY VS. W. L. LANCASTER, STATE TREASURER,
AND C. B. SMITH, COMMISSIONER OF
INSURANCE.

IN THE DISTRICT COURT OF THE UNITED STATES FOR MID-
DLE DISTRICT OF ALABAMA.

This was a suit filed March 13, 1918, to recover securities that had been deposited by Illinois Surety Company with the State Treasurer. On May 3, 1918, a decree was rendered in favor of the complainant.

THE STATE VS. BESSIE ELLIS.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.
IN EQUITY.

This was a suit filed in the Circuit Court of Montgomery to enjoin the operation of a bawdy house and to have the same abated as a nuisance. Upon the filing of the suit a temporary injunction was issued. The court sustained de-

murrers to the bill filed by the State and dissolved the temporary injunction that had been issued. The State appealed to the Supreme Court. The Supreme Court reversed the judgment of the lower court and rendered a judgment overruling the demurrers to the bill and retaining the temporary injunction. (78 So. 71.) There were about 29 other cases like this one, and, on June 21, 1918, a final decree was taken making the injunctions perpetual in each case.

THE STATE VS. INTER-SOUTHERN LIFE INSURANCE CO.

IN THE CIRCUIT COURT OF MONTGOMERY.

This is a suit by the State to recover the two per cent license tax on premiums collected by the company during 1917 and is still pending.

THE STATE VS. T. J. MATTOX CIGAR AND TOBACCO CO.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY.

This was a bill filed by the State to abate as a nuisance, under the prohibition laws, a soft drink stand conducted by defendant because it was selling a drink called "Besto," which was a substitute for beer. The Circuit Court dismissed the bill, and the State appealed. The Supreme Court reversed the judgment of the Circuit Court and rendered a judgment permanently enjoining the continuance of the drinking stand for the sale of "Besto." (77 So. 755.)

IMPEACHMENT PROCEEDINGS

STATE VS. THOMAS J. BATSON, SHERIFF OF JEFFERSON COUNTY.

On April 3, 1917, upon written direction of the Governor, the Attorney General instituted impeachment proceedings in the Supreme Court of Alabama against Thomas J. Batson, Sheriff of Jefferson County, charging willful neglect of duty and incompetency.

On May 4, 1917, a judgment was rendered by the Supreme Court adjudging the defendant not guilty and discharging the defendant.

STATE VS. JOHN B. TATUM, SHERIFF OF CHAMBERS COUNTY.

On September 5, 1918, upon the report of the grand jury of Chambers county, the Attorney General instituted impeachment proceedings in the Supreme Court of Alabama, charging willful neglect of duty and incompetency in office. The hearing was set by the court for October 24, 1918, and the case is now pending.

REMEDIAL LEGISLATION AND LAW REFORM

PISTOL LAW

The Legislature of 1909 passed a new act covering the carrying of concealed pistols, but failed to provide any solicitor's fee for the violation of same. Under a decision of the appellate court it was held that a solicitor's fee in this instance would be ten dollars, under the section of the Code providing that where no solicitor's fee was provided for in a misdemeanor the fee should be ten dollars. The solicitor's fee under the former concealed pistol act was thirty dollars; so it will be seen that the State has lost as solicitor's fee since the rendition of this opinion, twenty dollars on each conviction in a pistol case indicted under the act of 1909.

While I have not the exact figures, I feel that I may safely say that the loss each year to the State of twenty dollars on each conviction in a pistol case has been more than enough to provide for the entire annual expenses of the Attorney General's Department. I therefore suggest that the Legislature pass an act making the solicitor's fee thirty dollars for violation of the law for carrying a pistol concealed about one's person, or on premises not his own, or under his control, as covered by act of the Legislature of 1909, page 258.

In this connection, it might be well for the Legislature to investigate the entire subject of solicitor's fees for the purpose of seeing as to whether or not there should be a general revision upward of solicitors' fees, as the fees, as they now obtain, have been in force for many years, and I feel that they should be increased to such an extent that the revenue from this source would at least be sufficient to cover the salaries of the circuit solicitors of the State.

SUGGESTED CHANGE IN OUR JURY LAW

Under our present system of selecting a grand jury, the names constituting the entire venire are placed in a receptacle, and the court, mixing them, then draws therefrom eighteen names, the first eighteen names so drawn constituting the grand jury. I have known of an instance under

this method where the entire grand jury was composed of men from only two beats of a county, and it is a very rare instance, where, under this method, every section of a county has a representative upon the grand jury. I would recommend that the law be so amended as to secure a grand jury composed, as nearly as possible, of a representative from each beat or precinct of a county.

SUNDAY LAW

A recent decision of the Supreme Court in the Stollenwerck case construing Section 7814 of the Criminal Code, so far as same applies to druggists, gives to druggists the right to sell almost anything on Sunday, and in a measure gives them an advantage over businesses which are not permitted to stay open on Sunday.

I would suggest an amendment to this section of the Code, remedying this to the extent of permitting druggists to sell drugs, medicines, surgical instruments and dressings only, on Sunday; and I would also suggest that this section of the Code be broadened so as to permit garages to sell gasoline, oil and emergency automobiles supplies, and to even permit them to do emergency work on automobiles.

This suggestion is made because of the fact that the automobile is no longer a luxury, but has become a necessity, and the common mode of travel in the State, and the old livery stable has become a thing of the past. Necessary legislation should be passed to meet this condition.

FRANCHISE TAX ON CORPORATIONS.

Would suggest that the law as to franchise tax on corporations be changed as follows:

1st. The written statement should be filed with the probate judge not later than the 15th day of January of each year.

2nd. The written statement should be filed by a domestic corporation in the county in which it was organized, by a foreign corporation in any county in which it does business, and should show amount of capital employed in each county in which it does business.

3rd. The probate judge shall make a finding written fifteen days after statement is filed with him, and within ten days thereafter send by mail a certified copy of his findings

to both the State Board of Equalization and the Attorney General, postage prepaid.

4th. Either the State or corporation may appeal within thirty (30) days and appeal should be made returnable to the Circuit Court of Montgomery county.

5th. Franchise shall be due and payable on January first of each year and become delinquent within thirty days from that date.

6th. Foreign corporations coming into the State after January first and before July 1st, shall file statement and pay tax for full year at time it begins to do business. Foreign corporations coming into the State after June 30th, shall file statement and pay tax for one-half year at time it begins to do business.

7th. Domestic corporations organized after January first and before July 1st, shall file statement and pay tax for full year at time of its organizations.

8th. Such corporations organized after June 30th, shall pay for one-half year.

9th. The amount paid as county tax by a foreign corporation shall be prorated among the counties in which it does business, according to the amount of capital employed in each county.

A draft of the act providing for franchise tax on corporations, embodying the suggested changes is hereto attached.

HEALTH LAWS

Would suggest that the health laws of the State be so revised and amended as to give the State Board of Health power and authority to make rules and regulations to properly safeguard the health of the citizens of the State in case of epidemics of any kind, giving it authority to regulate quarantines, closing of places where people congregate, abatement of places that cause the spread of disease.

ABOLITION OF BOARD OF PARDONS

Under the law all petitions for pardon or parole on the part of any one convicted of a felony must first be presented to and passed upon by the board of pardons before the Governor acts upon same. After the pardon board has once passed upon the case, irrespective of its decision, it is then referred to the Governor, and under the Constitution he

may either grant or refuse pardon or parole as in his judgment is proper. The board of pardons consists of the Auditor, Secretary of State, and Attorney General. This work consumes from two to three days in each month of the time of the heads of these three departments, besides entailing quite a deal of clerical and stenographic work. This might well be done by the private secretary or recording secretary to the Governor. It is my opinion that it would be wise to abolish the board of pardons, and in this opinion both of the other members of the board concur. To do this, of course, would require a Constitutional amendment. However, I consider it worth while to submit this suggestion.

INDETERMINATE SENTENCE

I think it not amiss to suggest to the incoming Legislature the advisability of passing a law providing for an indeterminate sentence on all persons convicted and sentenced to the penitentiary for any offense covering a term of years less than life. This would, in my opinion, aid in producing a wholesome morale among the convicts, and would leave open the door of hope, through which, by their own efforts, and through proper conduct, they might again enter into the realm of good citizenship.

OPINIONS

During the period from October 1, 1916, to October 1, 1918, this office has rendered a total of four hundred and forty-five (445) opinions. These opinions were rendered to the various departments and involve construction of the statutes, tax and banking laws. Press copies of all of these opinions are in this office, and subject to inspection. Many of the opinions of interest to the public were published in the newspapers at the time they were promulgated and it is deemed unnecessary to publish them in this report.

COURT OF APPEALS OF ALABAMA

(Criminal cases disposed of from October 1, 1916, to
October 1, 1918.)

Number of cases disposed of.....	467
Number of cases affirmed.....	258
Number cases reversed.....	114
Number cases abated or dismissed.....	95

SUPREME COURT OF ALABAMA

(Criminal cases disposed of from October 1, 1916, to
October 1, 1918.)

Total number of cases disposed of.....	39
Number of cases affirmed.....	28
Number of cases reversed.....	6
Number of cases abated or dismissed.....	5

JUDICIAL CIRCUITS OF ALABAMA, SHOWING COUNTIES COMPOSING SAME, AND THE NAMES AND ADDRESSES OF THE SOLICITORS

Circ't.	COUNTIES.	SOLICITORS.
1st	Choctaw, Clarke, Monroe, Washington	John McDuffie, Monroeville.
2nd	Baldwin, Butler, Crenshaw, Conecuh, Escambia, Lowndes	G. O. Dickey, Luverne.
3rd	Barbour, Bullock, Dale, Russell	T. M. Patterson, Clayton.
4th	Bibb, Dallas, Hale, Perry, Wilcox	J. F. Thompson, Centreville.
5th	Chambers, Coosa, Macon, Randolph, Tallapoosa	W. B. Bowling, Dadeville.
6th	Fayette, Greene, Lamar, Pickens, Sumter, Tuscaloosa	M. T. Ormond, Tuscaloosa.
7th	Calhoun, Clay, Cleburne, Shelby, Talladega	J. B. Sanford, Talladega.
8th	Cullman, Lawrence, Limestone, Madison, Morgan	D. C. Almon, Albany.
9th	Cherokee, DeKalb, Jackson, Marshall	C. C. Appleton, Centre.
10th	Jefferson	Joseph R. Tate, Birmingham.
11th	Colbert, Franklin, Lauderdale, Marion	Henry D. Jones, Russellville.
12th	Coffee, Covington, Pike	L. H. Brassell, Andalusia.
13th	Mobile	Nosborne R. Clarke, Mobile.
14th	Walker, Winston	J. B. Powell, Jasper.
15th	Autauga, Chilton, Elmore, Montgomery	F. Loyd Tate (1917), Wetumpka. J. M. Tucker (1918), Prattville. W. T. Seibels, Montgomery.
16th	Blount, Etowah, St. Clair	M. C. Sivley, Gadsden.
20th	Henry, Houston, Geneva	Ernest H. Hill, Dothan.
	Lee Circuit (Lee County)	C. A. L. Samford, Opelika.
	Marengo Circuit (Marengo County)	B. G. Wilson, Demopolis.

GENERAL STATEMENT

SHOWING CHARACTER AND RESULTS OF PROSECUTIONS IN THE CIRCUIT COURTS OF EACH COUNTY IN THE STATE FOR TWO YEARS ENDING OCTOBER 1, 1918

NOTE:—The report of each county is made separately, showing the circuit to which it belongs, the solicitor, and each county report is published as furnished. The general report for the entire State is a condensation of all the county reports, somewhat reclassified where necessary, and rearranged; but contains all information furnished by the counties, with the exception that the color of the defendants is not shown, many of the reports entirely omitting this feature, which would prevent the general report from showing anything in this connection of value.

There is an entire absence of reports from several of the circuits, and many errors and omissions in some of the reports in hand, which will account for apparent discrepancies in the reports, singly and as a whole. All solicitors have been urged from time to time to send in their reports, but some have entirely failed to do so. A few reports were received too late to be included.

A number of solicitors have called attention to the fact that the large number of nolle prosequies, abatements, and acquittals is due to the absence from the State of a large percentage of the criminal classes, witnesses being without the jurisdiction of the court, with no certainty of their returning. This condition has much to do with the falling off of crime over the State.

In Mobile county, 201 liquor cases appear as abated, or "withdrawn and filed," which is the result of an agreement that these defendants would surrender their licenses and take an oath not to again engage in business, and so long as they observe the agreement they are not to be prosecuted. This is noted in justice to the Mobile Circuit Solicitor.

By reference to the individual county reports, it will be noted that several of the cases abated or withdrawn were sent to the insane hospitals, or to the reformatories, or died pending trial.

CIRCUIT COURT OF AUTAUGA COUNTY.

F. Lloyd Tate, Solicitor, 1917. J. M. Tucker, Solicitor, 1918. (15th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Abated or Withdrawn.	Number Sentences to				Color.			
					Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convic- tions.	Acquittals.	White. Convic- tions.
Assault with weapon	3	2	1						2	2		
Burglary	3	3				3				3		
Disposing of mortgaged property	1		1									1
Failure to work road	1	1							1	1		
False pretenses	2	1		1		1						
Forgery	4	3		1		2				3		1
Gaming	4		1								1	
Grand larceny	4	1		3						1		
Petit larceny	3	1	2						1	1	1	1
Removing property under lien.	1	1							1	1		
Violating livestock quarantine	15											
Violating prohibition law	3		2	1							1	1
Trespass by cutting timber	1											
Totals	45	12	7	7	6				5	12	3	1
												3

*Two sent to insane hospital.

CIRCUIT COURT OF BARBOUR COUNTY.
T. M. Patterson, Solicitor. (3rd Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Fine Paid or Secured.	Negro. Convic- tions.	Negro. Acquittals.	White. Convic- tions.	White. Acquittals.
Abusive language	1	1							1			1	
Arson, second degree	1			1									
Assault and battery	13	12		1				3	8	10		2	
Assault to murder	6	1	3	2					1	1	1		2
Assault to ravish	1			1									
Burglary	2	1		1				1		1			
Carnal knowledge of girl under 16	1	1	1										
Carrying concealed weapons	14	8	5	1				1	7	7	1	1	3
Cruelty to animals	2			2									
Embezzlement	2	1	1						1	1			1
False pretenses	1				1								
Forgery, second degree	1		1									1	
Grand larceny	7	4	1	2			1	3		4	1		
Malicious injury to animals	1	1							1			1	
Manslaughter	1	1					1			1			
Murder, first degree	4	2	1	1			2			2			1
Murder, second degree	2	1	1				1			1	1		

Night walking	2	2						2	2			
Operating auto without license	3		2	1								
Practicing dentistry without license	1	1						1	1			
Presenting firearms	1	1						1				1
Petit larceny	18	10	3	2					9	1		1
Road defaulter	2	1	1					1	1			1
Selling cider without license	3		1	2								1
Selling mortgaged property	2	1		1				1	1			
Selling property covered by lien	1	1						1				1
Trespass	1		1								1	
Violation prohibition law	13	8	1	4				1	7	5	1	3
Totals	102	58	21	23	2		5	10	42	47	9	11

CIRCUIT COURT OF BIBB COUNTY.
J. F. Thompson, Solicitor. (4th Circuit.)

Adultery	2	2					1	1	2
Affray	1	1						1	
Attempt to commit felony	2	2						2	1
Assault with weapon	5	5					2	3	
Assault and battery	2	2						2	1
Assault to murder	2	1		1			1	1	
Bastardy	1	1						1	1
Burglary	3	2		1			2		2
Carrying concealed weapons	4	2		2				2	1

CIRCUIT COURT OF BIBB COUNTY.—Continued.

Character of Offense	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.				Color.		Acquittals.	Convictions.	White.
						Death.	Penitentiary.	Hard Labor.	Jail.					Negro.	White.			
Cruelty to animals	1	1		1														
Failure to work public road	1	1								1				1				
Forgery	2	2						1		1				1		1		
Grand larceny	5	4		1			1	3						4				
Manslaughter	1	1					1									1		
Murder	4	3	1				3							3				1
Petit larceny	9	7	2							7				6	2		1	
Practicing medicine without license	1	1						1						1				
Public drunkenness	2	2								2						2		
Selling mortgaged property	3	3	1						1	1				1		2		1
Unlawfully riding train	2	2						2						2				
Unlawfully playing dice	1	1						1								1		
Vagrancy	1	1						1								1		
Violating prohibition law	39	22	5	11	1			9	8	12	12	4	10					1
Totals	94	67	9	17	1		7	22	9	36	40	6	28					2

CIRCUIT COURT OF BLOUNT COUNTY.
M. C. Sivley, Solicitor. (16th Circuit.)

Abusive language	4	3	1					3		3	
Arson	1		1								
Assault and battery	6	5	1					5		5	1
Bastardy	1		1								
Carrying concealed weapons	1		1								
Cruelty to animals	1	1						1	1		
Defamation	1	1						1		1	
Failure to pay vehicle tax	2	2						2		2	
False pretenses	3		3								3
Gaming	6	5	1					5		5	
Grand larceny	1	1							1		
Murder	2	1	1			1			1	1	
Petit larceny	2	2						2		2	
Raffling	1	1						1		1	
Rape	1		1								
Seduction	1		1								
Selling cigarettes, etc.	6	2	4					2		2	
Selling mortgaged property	1		1								
Shooting across public road	1		1								
Violating prohibition law	4	4						4		4	
Violating stock law	1										
Totals	47	28	5	13				26	2	1	4

CIRCUIT COURT OF BULLOCK COUNTY.
T. M. Patterson, Solicitor. (3rd Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.				
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Abusive language	1	1								1			1	
Arson, second degree	1	1						1			1			
Assault and battery	8	7	1					3		4	6	1	1	
Assault to murder	4	3			1			3			3			
Bigamy	1	1						1			1			
Burglary	10	7		2	1			7			6		1	
Carrying concealed weapons	7	5		1	1			4		1	5			
Carnal knowledge of girl under 14 and over 16	1			1										
Carnal knowledge of girl under 12	1	1					1				1			
Embezzlement	4			4										
Escape	3	2		1						2	2			
Failure to dip cattle	2			2										
False pretenses	3	1		2							1			
Forgery, second degree	4	2		2			1	1			2			
Grand larceny	13	9	1	3				9			9	1		
Incest	1	1						1			1			

[illegible]

CIRCUIT COURT OF BUTLER COUNTY.
G. O. Dickey, Solicitor. (2nd Circuit.)

Assault and battery with weapon	4	2	1	1	2	1
Assault to murder	5	3	1	1	3	1
Burglary and grand larceny	6	6			2	6
Carrying pistol unlawfully	2	2			1	2
Carrying concealed knucks	1	1			1	1
Defacing public building	1	1			1	1
Disturbing religious worship	2		2			
False pretenses	2		2			
Forgery, first degree	1		1			
Forgery, third degree	1	1			1	
Grand larceny	7	6	1		2	5
Injury to animal	1		1			1

CIRCUIT COURT OF BUTLER COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.				
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Murder, first degree.....	1	1					1			1				
Murder, second degree.....	3	1	1	1			1				1	1		
Presenting firearms.....	1			1										
Petit larceny.....	8	7		1					7	7				
Sunday violation.....	1	1							1	1				
Trespass after warning.....	1	1					1			1				
Violating prohibition law.....	12	4	1	6					3		1	3		
Totals.....	60	37	5	17			9	15	12	32	3	4	2	

CIRCUIT COURT OF CALHOUN COUNTY.
J. B. Sanford, Solicitor. (7th Circuit.)

Abusive language.....	5	2	1	1	1				2			2	1
Abusive letter.....	1	1					1			1			
Assault and battery.....	2		1	1									1
Assault to murder.....	4	2		2		2				2			
Assault to ravish.....	2	1		1			1					1	
Assault with weapon.....	14	8	4	1	1		3		5	3	2	5	2

Adultery.....	1		1											1	
Burglary.....	8	7	1				7						4	1	3
Carnal knowledge	1			1											
Carrying concealed weapons.....	10	4	4	2				2				1	1	3	1
Contempt of court.....	1			1											
False pretenses	2	1	1				1							1	1
Forgery.....	4	2		1	1		2					1		1	1
Gaming on Sunday.....	2	2										2		2	
Grand larceny.....	14	8	1	5			8					7		1	1
Kidnapping.....	2		1												1
Murder and manslaughter.....	6	5		1			5					3		2	
Murder, first degree.....	2	1		1			1					1		1	
Murder, second degree.....	1	1					1							1	
Obtaining signature by false pretense.....	1			1											
Petit larceny.....	3	3									1	2	1	2	
Perjury.....	1		1												1
Public drunkenness.....	1	1									1			1	
Receiving stolen property.....	1		1												1
Robbery.....	1	1					1					1			
Shooting across public road.....	1		1												
Selling property subject to execution.....	1			1										1	
Selling mortgaged property.....	2		1	1											
Trespass.....	1	1										1		1	
Trespass after warning.....	2	1	1									1		1	1
Violating prohibition law.....	16	10	1	5				4				7	1	9	1
Totals.....	111	65	21	26	8		29	11				22	26	8	13

CIRCUIT COURT OF CHAMBERS COUNTY.
W. B. Bolling, Solicitor. (5th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.	White.	Acquittals.
Abusive language	4	3			1					3		3	
Adultery or fornication	2			2									
Aiding escape	1	1					1				1		
Assault and battery	4	2		2						2	2		
Assault to murder	5	3		2			3				2	1	
Assault to ravish	1	1					1				1		
Assault with weapon	11	10		1				3		7	9	1	
Attempt, carnal knowledge, girl under 12	1	1								1		1	
Bastardy	2	2								2	2		
Bigamy	1	1		1									
Burglary	7	5	2								4	2	1
Carrying concealed weapons	9	6		3			5	3		4	5	1	
Carnal knowledge, girl under 16	1		1										1
Carnal knowledge, girl under 12	1	1					1				1		
Decoying girl for forcible marriage	1		1										1
Disturbing religious worship	1	1									1		
Embezzlement	1			1									
Enticing apprentice to leave service of master	1	1								1	1		

[illegible]

CIRCUIT COURT OF CHILTON COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.				
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Violating prohibition law	13	5	3	4	1					5		1	5	1
Violating stock law	2	1	1							1			1	1
Totals.....	71	24	22	23	1			2	9	15	5	1	19	20

CIRCUIT COURT OF CHOCTAW COUNTY.

John McDuffie, Solicitor. (1st Circuit.)

(No report on file.)

COUNTY COURT OF CLARKE COUNTY.

Jesse V. Boyles, Solicitor. (In 13th Circuit.)

Abandonment of family	1				1				1
Abusive language	14	6	3	4	1		1	5	2
Affray	1			1					1
Adultery and fornication	1		1						1
Assault and battery	7	1	1	4			1	1	5
Assault with weapon	15	8	4	3			7	7	2
Attempt to assault with gun	1			1			1		1

Carrying concealed weapons.....	11	5	2	2	1	1	4	4	4	4	1	4
Defamation	5	1	2	2	1	1	1	1	1	1	1	4
Disposing of property subject to lien.....	2	2				1		2				
Gaming	1			1	1							1
Public drunkenness	5	4		1	1			4	3		1	1
Presenting firearms	3		2	1	1					2		1
Petit larceny	11	6	4	1				6	6	3		2
Receiving stolen property	1	1						1	1			
Road duty	21	2	3	16		1		1	1	8	1	11
Resisting officer	2			2								
Trespass after warning	2			2								
Vagrancy	2	1	1					1	1	1		
Violating game law.....	1	1						1	1			
Violating L. S. sanitary law.....	15	12		4		1		9	2	1	8	3
Violating prohibition law	8	4	2	1	1			4	3	3		
Violating tick law	5			5								
Totals.....	135	54	25	52	3	4	1	45	35	36	14	31

CIRCUIT COURT OF CLARKE COUNTY.
John McDuffie, Solicitor. (13th Circuit.)

Abusive language	1	1				1			1			
Arson, second degree.....	2	1			1				1			1
Assault with weapon	2	2										
Bastardy	1	1							1			

CIRCUIT COURT OF CLAY COUNTY.
J. B. Sanford, Solicitor. (7th Circuit.)

Abusive language	11	4	1	6					4	1	3	
Assault with weapon	8	4		2	2				4		4	
Assault to rape	1	1				1					1	
Adultery	1			1								
Arson	10		1	2	7							1
Assault to murder	4	1		2	1					1		
Abandonment of family	1			1								
Assault and battery	3	1		2					1		1	
Bastardy	1	1							1	1		
Burglary	7	3			4	3					3	2
Carrying concealed weapons	8	3	2	3					3		3	
Damage to dwelling	1			1								
Disturbing religious worship	1				1							
Embezzlement	1			1								
Failure to work public roads	3											
Failure to pay dog tax	2	1	1	2	1				1	1		1
Forgery	3			2	1							
Gaming	5			5								
Gaming on Sunday	4		1	1								
Making liquor	7	1		6					1			
Murder, second degree	1	1				1				1		
Obtaining board by fraud	1			1								
Obtaining goods by fraud	1			1								

CIRCUIT COURT OF COFFEE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Peniten-tiary.	Hard Labor.	Jail.		Negro.		White.	
											Convic-tions.	Acquittals.	Convic-tions.	Acquittals.
Concealed pistol	5	2	2	1						1	2		2	
Discharging firearm along public road	1													
Failure to do road duty	1	1								1			1	
Failure to burn dead animal	4	3	1							3	1	1	2	
Failure to report to county health officer	2			2										
Illegal voting	1	1		1										
Manslaughter, first degree	3	3					3				2		1	
Murder, second degree	2	2					2				1		1	
Rape	1	1					1						1	
Seduction	1		1											1
Temporary use of property	1	1								1	1			
Vagrancy	3				3									
Violating emigrant law	1	1		1										
Violating vehicle law	1	1								1			1	
Violating prohibition law	16	11	4	1				1		11	3		8	1
Petit larceny	4	3		1				1		1	2		1	
Perjury	1	1		1										
Totals	70	45	10	9	5		14	4		26	15	2	31	3

CIRCUIT COURT OF COLBERT COUNTY.

Henry D. Jones, Solicitor. (11th Circuit.)

(No report on file.)

CIRCUIT COURT OF CONECUH COUNTY.

G. O. Dickey, Solicitor. (2nd Circuit.)

Abusive language	3	3					1	2	1	2
Adultery	2		2							
Assault and battery	1	1						1	1	
Assault and battery with weapon	8	4	3					4	1	3
Assault to ravish	2	2				2			2	
Burglary	5	5				5			5	
Decoying child	1		1							
Disturbing religious worship	5	2	3					2		2
False pretenses	1	1						1		1
Gaming	2			2						
Grand larceny	5	2	1	3		2			2	1
Malicious injury to animals	1		1							
Murder, first degree	1	1			1				1	
Murder, second degree	2				2					
Petit larceny	5	1	4					1		1
Public drunkenness	1		1							
Robbery	1		1							
Shooting along public road	1		1							
Sunday breaking	3	3					2	1	3	
Trespass	2	1		1				1	1	

Public drunkenness	1	1	1	1	1	1	1	1	1
Road defaulter	1	1	1	1	1	1	1	1	1
Selling mortgaged property	1	1	1	1	1	1	1	1	1
Violating prohibition law	4	3	1	1	2	1	1	1	2
Totals	17	9	2	4	1	2	5	3	6

***Transferred to Juvenile Court.**

CIRCUIT COURT OF COVINGTON COUNTY.

L. H. Brassell, Solicitor. (12th Circuit.)

[illegible]

CIRCUIT COURT OF COVINGTON COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Murder, first degree	1	1	1									1	1
Petit larceny	6	4	2									4	2
Practicing medicine without certificate	1	1										1	
Reckless auto driving	1				1								
Removing property subject to execution	1				1								
Robbery	1			1									
Unlawfully detaining child	1	1	1					1				1	
Vagrancy	2			2									
Violating emigrant law	2	1	1								1	1	
Violating prohibition law	14	10	2	2				5			5	2	4
Violating Sunday law	3	2		1							2		2
Violating revenue law	1			1									
Totals	85	45	18	16	5		13	11			18	6	24
													10

*Defendant committed to Insane Hospital.

CIRCUIT COURT OF CRENSHAW COUNTY.
G. O. Dickey, Solicitor. (2nd Circuit.)

Abusive language	6	4	2				4	2	2
Adultery	1		1						
Assault and battery	3	3					3	1	2
Assault and battery with weapon	8	7	1				7	2	5
Assault to murder	2	1		1				1	
Burglary	3	3				3		3	
Burglary and grand larceny	3	2	1	2			2		
Carnal knowledge	1		1						
Cruelty to animals	1		1						1
Disturbing lawful assemblage	1		1						
Disturbing religious worship	2	2				1	1		2
False pretenses	2		2						
Failure to dip cattle	26		25	1					
Forgery, second degree	1	1			1				1
Grand larceny	7	7			1	6		6	1
Injury to public road	1		1						
Murder, first degree	3	1	1		1			1	1
Murder, second degree	1		1						
Petit larceny	9	9					9	8	1
Public drunkenness	3	2	1				2		2
Sodomy	1	1			1			1	
Sunday breaking	3	3				1	2	3	
Trespass	1	1					1		1

CIRCUIT COURT OF CRENSHAW COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convictions.	Acquittals.	White.
Unlawfully carrying pistol.....	13	7	1	4	1	—	—	4	—	3	5	—	2
Unlawfully riding train.....	1	1	—	—	—	—	—	1	—	—	1	—	—
Vagrancy.....	2	—	—	2	—	—	—	—	—	—	—	—	—
Violating prohibition law.....	10	3	—	3	3	—	—	1	—	1	1	—	1
Totals.....	115	58	3	47	6	—	7	17	—	33	37	1	19
													4

CIRCUIT COURT OF CULLMAN COUNTY.
D. C. Almon, Solicitor. (8th Circuit.)

Abusive language.....	7	5	—	2	—	—	—	—	—	5	—	—	5
Adultery.....	2	2	—	—	—	—	—	—	—	2	—	—	2
Assault.....	4	3	—	1	—	—	—	—	—	3	—	—	3
Assault and battery.....	3	3	—	—	—	—	—	—	—	3	—	—	3
Assault to murder.....	1	—	1	—	—	—	—	—	—	—	—	1	—
Assault with weapon.....	4	4	—	—	—	—	—	2	—	2	—	—	2
Burglary.....	1	1	—	—	—	—	1	—	—	—	—	—	1
Carrying concealed pistol.....	3	2	—	1	—	—	—	—	—	2	—	—	2

Escaping jail	2			2																
Failure to work public road	1	1													1				1	
False pretenses	4		1	3																1
Grand larceny	2	1	1								1								1	1
Murder	1	1					1											1		
Petit larceny	2	2									1	1							2	
Practicing medicine without license	1	1										1							1	
Public drunkenness	6	6											6						6	
Shooting on Sunday	1	1													1				1	
Violating prohibition law	14	14	1								6				8				13	1
Totals	59	47	4	9			1	2	9	1	35	1							43	3

CIRCUIT COURT OF DALE COUNTY.
T. M. Patterson, Solicitor. (3rd Circuit.)

Abusive language	5	3	2			1	2	3
Arson, second degree	1		1					
Assault and battery	15	12	3			2	10	6
Assault to murder	2	1	1			1		
Bastardy	2	2				1	1	1
Bigamy	1	1				1		
Burglary	3	3				3	3	
Carnal knowledge	2	1	1			1		1
Carrying concealed weapons	11	7	4			3	4	3

CIRCUIT COURT OF DALE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
					Death.	Penitentiary.	Hard Labor.	Jail.		Negro. Convictions.	Negro. Acquittals.	White. Convictions.	White. Acquittals.
Failure to pay dog tax.....	1	1							1			1	
False pretenses.....	1			1									
Forgery, second degree.....	1	1					1			1			
Grand larceny.....	4	2	2			1	1			1	1	1	1
Murder.....	1			1									
Operating slot machine.....	2			2									
Petit larceny.....	7	3	3	1			1		2	1	1	2	2
Public drunkenness.....	1			1							1		
Receiving stolen property.....	1	1					1						
Retailing.....	2			2									
Selling mortgaged property.....	2		1	1									1
Vagrancy.....	2	2							2	2			
Violating prohibition law.....	4		1	3									1
Violating stock law.....	1	1							1			1	
Totals.....	72	41	8	22	1	2	16		23	22	3	19	5

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	Total
Presenting gun	1						1														
Public drunkenness	5	8				2									3						3
Selling mortgaged property.....	1					1															
Violation of quarantine laws.....	6					6															
Violation of prohibition laws.....	12	4	2			6									4						2
Totals	72	20	12	38	2										12					20	12

CIRCUIT COURT OF ELMORE COUNTY.

F. Loyd Tate, Solicitor, 1917. J. M. Tucker, Solicitor, 1918. (15th Circuit.)

Abusive language	3	1	2				1	1
Adultery	1		1					
Assault to murder	2	2			1		1	2
Assault and battery	5	1	3	1		1		3
Assault with weapon	3	1	1	1			1	1
Bastardy	2		1	1				1
Burglary	1	1			1		1	
Carrying concealed weapons	12	6	1	5		1	1	3
Cruelty to animals	1	1					1	1
Disposing of mortgaged property	9	2	4	3			2	1
Embezzlement	2		2					1
False pretenses	2	1		1		1		
Failure to work roads	1	1					1	1
Forgery, second degree	1	1				1		1

CIRCUIT COURT OF ESCAMBIA COUNTY.—Continued.

Character of Offense	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.	White.	Acquittals.
Sunday breaking	1	1								1			1
Trespass	5	5						1		4	2		3
Unlawfully killing animal	1			1									
Vagrancy	2	2								2			2
Violating prohibition law	8	2		5	1			2		1	1		1
Violating game law	1			1									
Totals	101	45	4	45	7		15	10		22	24	3	21
													1

CIRCUIT COURT OF ETOWAH COUNTY.

M. C. Sivley, Solicitor. (16th Circuit.)

Abusive language	5	4		1						4			
Assault and battery	16	12	4					1		9	4		8
Assault to murder	2	2				1		1					2
Attempt to poison	1		1										
Bastardy	1	1								1			1
Burglary	8	6		2		2		2					4

[illegible]

CIRCUIT COURT OF FAYETTE COUNTY.
M. T. Ormond, Solicitor. (6th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.				Color.		Acquittals.	Convictions.	Acquittals.	Convictions.
						Death.	Penitentiary.	Hard Labor.	Jail.					Negro.	White.				
Abusive language	21	19	2					2		18	2			2	15		2		
Adultery and fornication	1	1								1	1			1					
Assault and battery	11	10		1				1		10	3				7				
Attempt to commit perjury	2	2								2					2				
Bigamy	1	1					1								1				
Burglary and grand larceny	2	1	1					1							1		1		
Concealed pistol	3	2		1						2					2				1
Defamation	2			2															
Disturbing religious worship	1	1		1															
Disposing of mortgaged property	3			3															
Embezzlement	3			3															
Failure to pay dog license	2	2								2					2				
Failure to pay wagon license	2	2								2					2				
False pretenses	5	4		1					1	4	1				3				
Gaming on Sunday	18	18								18	2				16				
Grand larceny	2			2															
Jim Crow Law	1	1								1	1								

[illegible]

CIRCUIT COURT OF FRANKLIN COUNTY.

Henry D. Jones, Solicitor. (11th Circuit.)

CIRCUIT COURT OF GENEVA COUNTY.

Ernest H. Hill, Solicitor. (20th Circuit.)

CIRCUIT COURT OF GREENE COUNTY.

M. T. Ormond, Solicitor. (6th Circuit.)

[illegible]

CIRCUIT COURT OF GREENE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Penten- tiary.	Hard Labor.	Jail.		Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Carrying concealed weapons.....	5	4			1			1		4	3		1	
Compounding felony.....	1			1										
Defacing jail.....	3	3						1		3	3			
Disposing of mortgaged property.....	4	2		2				2		2	2			
Escape.....	1	1								1	1			
False pretenses.....	1	1								1	1			
Failure to pay dog license.....	1			1										
Forgery, third degree.....	1	1						1					1	
Gaming.....	3			3										
Gaming on Sunday.....	5	1		4						1	1			
Grand larceny.....	16	13		2	1			13			13			
Malicious mischief.....	1	1								1	1			
Malicious killing of hog.....	1	1								1	1			
Manslaughter, first degree.....	1	1					1				1			
Murder, second degree.....	2	2					2				2			
Petit larceny.....	4	4						2		4	4			
Public drunkenness.....	1	1								1			1	
Reckless riding.....	1	1								1	1			

Trespass after warning		2	2							2	2		
Temporary use of wagon of another.		1	1							1	1		
Vagrancy		1	1						1				
Violation auto law		2	1	1						1		1	1
Violation emigrant law		3	1	1		1				1		1	1
Violation of prohibition law		10	2	1	7				2	1	2	1	
Totals		86	57	3	23	3		3	27	36	50	2	7

CIRCUIT COURT OF HALE COUNTY.
J. F. Thompson, Solicitor. (4th Circuit.)

Abusive language	4	3	1					2	1	2
Adultery	1	1					1		1	
Arson	3	2	1				2		2	
Assault and battery	5	5						5	5	
Assault with weapon	10	9	1				1	9	8	1
Assault to murder	1	1	1			1		1		
Automobile law, violation of	1	1						1		1
Burglary	3	3				3			3	
Carrying concealed weapons	7	6	1				1	5	6	1
Grand larceny	7	4	2	1					3	3
Manslaughter	1			1				1		
Murder	2	1	1			1			1	
Obstructing public road	1			1						
Petit larceny	12	12					5	7	12	

CIRCUIT COURT OF HALE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequites.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convic- tions.	Acquittals.	White. Convic- tions.
Permitting minor to play pool.....	2			2									
Playing cards on Sunday.....	1	1								1	1		
Receiving stolen property.....	1			1									
Road default.....	1	1								1	1		
Violating prohibition law.....	21	12	2	4	3			9		3	14	5	2
Violating Sunday law.....	1	1								1			1
Totals.....	85	63	6	13			5	23		35	55	10	7
													4

CIRCUIT COURT OF HENRY COUNTY.

Ernest H. Hill, Solicitor. (20th Circuit.)

(No report on file.)

CIRCUIT COURT OF HOUSTON COUNTY.

Ernest H. Hill, Solicitor. (20th Circuit.)

(No report on file.)

CIRCUIT COURT OF JACKSON COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Fines Paid or Secured.	Negro.	White.	Convic- tions.	Acquittals.
Manslaughter, first degree.....	2	2					2					2	
Manslaughter, second degree.....	2	1	1						1	1			
Murder, second degree.....	4	2	1	1			2					2	
Obstructing public road.....	1	1											
Petit larceny.....	6	2	2	1	1				1			2	3
Public drunkenness.....	10	4	2	3	1				4			4	
Perjury.....	4	3	1			3						3	1
Practicing dentistry without license.....	1	1		1									
Road default.....	1			1									
Resisting officer.....	2			2									
Receiving stolen property.....	2		1	1									
Soliciting orders.....	1			1									1
Shooting on public road.....	2	1		1								1	
Trespass.....	1	1							1			1	
Violating prohibition law.....	30	9	2	20					8			8	2
Totals.....	147	53	19	71	5	14		2	34	2		43	19

CIRCUIT COURT OF JEFFERSON COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convic- tions.	Acquittals.	White. Convic- tions.
Disturbing women at public worship.....	1	1						1					
Disposing of mortgaged property.....	5	1	1	2	1								
Disturbing religious worship.....	1	1								1			
Doing business without license.....	1				1								
Embezzlement.....	25	4	3	13	5		2	2					
Escape.....	1	1						1					
Escape, aiding.....	16	2	1	11	2		2						
Escape, permitting.....	5		1	4									
Failure to dip cattle.....	2		1	1									
Failure to work roads.....	2		1	1									
False pretenses.....	20	4	4	7	5		1	3					
Forgery.....	6	4	1		1		4						
Forgery, second degree.....	28	13		11	4		11	2					
Gaming.....	24	15	1	12	5					1			
Gaming on Sunday.....	5			4	1								
Grand larceny.....	151	85	19	31	16		35	43	1	1			
Incest, with cow.....	7	5	2					5					
Keeping gaming table.....	4	1		1	2			1					

[illegible]

CIRCUIT COURT OF JEFFERSON COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequites.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.					
						Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.		White.			
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.		
Vagrancy	89	15	8	54	12				7	8						
Violating automobile laws.....	2			1	1											
Violating game and fish laws.....	3			3												
Violating livestock laws.....	5	3			2											
Violating prohibition laws.....	377	81	67	192	37			46	2	40						
Violating Sunday laws.....	6	3		3						3						
Violating revenue laws.....	27	8	2	16	1					6	2					
Violating mining laws.....	1		1													
Totals.....	1479	567	200	553	179	2	148	289	16	78						

CIRCUIT COURT OF LAMAR COUNTY.
M. T. Ormond, Solicitor. (6th Circuit.)

	14	13	1				13	1	12
Abusive language									
Adultery	2	1	1			1		1	1
Arson, third degree	1	1				1		1	
Assault and battery	17	16		1		2	16	4	11
Assault to murder	2		2						
Assault to rape	1	1	1						

CIRCUIT COURT OF LAUDERDALE COUNTY.
Henry D. Jones, Solicitor. (11th Circuit.)

(No report on file.)

CIRCUIT COURT OF LAWRENCE COUNTY.
D. C. Almon, Solicitor. (8th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convic- tions.	Acquittals.	White. Convic- tions.
Abusive language	3	1	1	2				1			1		
Adultery	1	1	1					1			1		
Assault and battery	1	1	1					1				1	
Assault to murder	1	1	1									1	
Assault with weapon	2	2	1	1						2			2
Burglary	15	15					15				10		5
Carrying concealed pistol	4	1	1	3				1			1		
Disturbing religious worship	2			2									
Gaming on Sunday	3	1		2						1			1
Giving liquor to minor	3	1	1	2									
Grand larceny	4			3	1								
Letting prisoner escape	1			1									
Murder	6	6				1	5				5		1
Murder, second degree	1	1					1						1

CIRCUIT COURT OF LEE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Fine.	Negro. Convic- tions.	Negro. Acquittals.	White. Convic- tions.	White. Acquittals.
Cruelty to animals.....	1			1									
Decoying off child.....	1	1							1	1			
Disposing of property under lien.....	2		1	1									
Embezzlement of county funds.....	1			1									
Escape.....	1			1									
False pretenses.....	5	2		4				2		2			
Failure to work road.....	2			2									
Forgery, second degree.....	2	2					2			2			
Grand larceny.....	20	14	2	2	1		2	12		14			
Manslaughter, first degree.....	4	4					4			4			
Miscegenation.....	4	4					4			2		2	
Murder, first degree.....	2	2					2			1		1	
Obtaining money by false pretenses.....	1			1									
Petit larceny.....	25	15	4	5				8		14		1	
Pointing gun at another.....	1	1								1			
Public drunkenness.....	6	4		2								4	
Selling mortgaged property.....	2	2						1					
Shooting into dwelling house.....	1	1								1		1	

[illegible]

CIRCUIT COURT OF LIMESTONE COUNTY.
D. C. Almon, Solicitor. (8th Circuit.)

Abusive language	6	3	2	1					3		3
Adultery	1			1							
Assault	3		1	2							
Assault and battery	2	2							2	1	1
Assault to rape	1	1			1						
Assault with weapon	5	5				2			3		2
Burglary	7	7			7					2	
Concealed pistol	7	3	1	3					2		
Disturbing religious worship	6	5		1					5	2	
Extortion	1	1							1		
Failure to work road	8		1	7							
Gaming	18	15		3					15		4
Grand larceny	6	4	1	1		4				2	1

CIRCUIT COURT OF LIMESTONE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Penitentiary.	Hard Labor.	Tail.		Convictions.	Acquittals.	Convictions.	Acquittals.
Injury to animals	1	1								1				
Keeping open store on Sunday	1	1								1				
Manslaughter	1	1					1					1		
Miscegenation	2	2					2					1		
Murder	4	1	3				1						2	1
Petit larceny	4	2		2				2						2
Perjury	2	2					2							
Public drunkenness	20	17		3						17			16	
Resisting officer	1			1										
Robbery	1	1					1					1		
Shooting along highway	1	1								1		1		
Violating prohibition law	23	12	3	8				4		9		2	1	2
Totals	132	87	13	32			19	9		60	13	3	34	3

CIRCUIT COURT OF MACON COUNTY.
W. B. Bowling, Solicitor. (5th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convictions.	Acquittals.	White.
Assault with weapon	2	2								2	2		
Assault to murder	4	2	1	1			2				2		
Burglary and grand larceny	3	3					3				3		
Carrying concealed weapons	4	4					2			2	3		1
Embezzlement	1	1								1	1		
False pretenses	1		1									1	
Grand larceny	6	3	3				3				3	3	
Maliciously killing mule	1	1						1			1		
Manslaughter, first degree	1	1					1				1		
Public drunkenness	1	1								1			1
Violating fish law	4	4								4			4
Violating prohibition law	3	1		2				1			1		
Totals	31	24	5	3			11	2		10	17	4	6

CIRCUIT COURT OF MARENGO COUNTY.
B. G. Wilson, Solicitor.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Assault and battery.....	1			1										
Assault with weapon.....	4	3		1				1		2				
Assault to murder.....	1			1										
Burglary	19	10	1	6	1		2	9						
Carrying concealed weapons.....	2			2										
Disposing of mortgaged property.....	2			2										
Embezzlement	4			3	1									
False pretenses	6	2	1	3				1		1				
Grand larceny	12	3	2	6	1			3		3				
Malicious mischief	1			1										
Manslaughter, first degree.....	2	2					2							
Murder, first degree.....	3	1		2			1							
Murder, second degree.....	1	1					1							
Petit larceny	12	12						6		6				
Shooting in dwelling.....	3			3										
Violating prohibition law	11	6		5				5		1				
Violating tick law.....	3			3										
Totals.....	87	40	4	39	3		6	25		13				

CIRCUIT COURT OF MARSHALL COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.	
					Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.	White.
Murder	4	2	1	1		2				2	1
Murder, first degree	2	1	1			1				1	1
Murder, second degree	1			1							
Manslaughter, first degree	1	1				1					1
Obstructing public road	2			2							
Petit larceny	6	3		3				1	2	2	1
Public drunkenness	3	1		2					1		1
Seduction	1	1				1					1
Selling mortgaged property	2			2							
Violating prohibition law	23	10	2	6	5				10		10
Totals	99	41	11	39	8	7		1	32	7	33
											10

CIRCUIT COURT OF MOBILE COUNTY.
Norborne R. Clark, Solicitor. (13th Circuit.)

Abandonment of family	3	3							3		3
Abusive language	4	2	1	1					2	1	2

[illegible]

CIRCUIT COURT OF MOBILE COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Convic- tions.	Negro.	White.
Permitting minor to play pool.....	1	1	.....	1	.....	.....	.....	.....	.....	.....	.....	.....	.....
Rebranding animal to defraud.....	1	1	1	.....	1	.....	.....	.....	1	.....	.....	.....	1
Robbery.....	7	5	1	1	.....	.....	5	.....	.....	.....	2	1	3
Receiving stolen property.....	2	2	.....	.....	.....	.....	2	.....	.....	.....	2	.....	.....
Removing property.....	1	1	.....	1	.....	.....	.....	.....	.....	.....	.....	.....	.....
Resisting arrest.....	1	1	.....	1	.....	.....	.....	.....	.....	.....	.....	.....	.....
Shooting pistol into house.....	1	1	1	.....	.....	.....	.....	.....	.....	.....	.....	1	.....
Trespass.....	1	1	1	.....	1	.....	.....	.....	.....	.....	.....	.....	1
Vagrancy.....	11	2	4	5	.....	.....	1	.....	.....	1	2	4	.....
Violating game law.....	2	2	2	.....	.....	.....	.....	.....	.....	.....	.....	.....	2
Violating juvenile law.....	6	1	1	2	2	.....	.....	.....	.....	.....	.....	.....	†1
Violating livestock quarantine.....	4	2	.....	2	.....	.....	.....	.....	.....	2	.....	.....	2
Violating prohibition law.....	240	12	9	18	*201	.....	.....	5	1	6	1	2	11
Totals.....	448	129	40	75	207	1	64	39	3	23	79	19	48
													22

*197 withdrawn and filed on defendant taking oath to quit and surrendering license. 2 sent to Juvenile Court.

†Sent to Reform School.

‡Defendant committed to Insane Hospital.

CIRCUIT COURT OF MONROE COUNTY.
John McDuffie, Solicitor. (1st Circuit.)

[illegible]

CIRCUIT COURT OF MORGAN COUNTY.
D. C. Almon, Solicitor. (8th Circuit.)

Character of Offense	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.		Negro.	White.	Convictions.	Acquittals.
Abusive language	1		1									1		
Affray	1			1										
Arson, second degree	4		2	2								2		
Arson, third degree	1	1							1				1	
Assault and battery	33	28	4	1				1		27	23	5	5	
Assault to murder	18	10	5	3		10					10	8		
Assault to rape	2	2				2					2			
Assault to rob	1			1										
Burglary	76	66	8	12		42	14				55	15	1	5
Carnal knowledge of girl under 14	1	1				1					1			
Carrying concealed weapons	27	22	3	2					3	19	21	4	1	1
Conspiracy	2		2									2		
Crime against nature	2	1		1		1					1			
Embezzlement	8	4		4		4							2	
False pretenses	6	5		1		2				3	2		3	
Forgery, second degree	23	13		10		17					10	3	5	5
Gaming	5	4		1						4	4		2	

[illegible]

CIRCUIT COURT OF MONTGOMERY COUNTY.
Wm. T. Seibels, Solicitor. (15th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten-tiary.	Hard Labor.	Fines Paid or Secured.	Negro.		White.	
										Convic-tions.	Acquittals.	Convic-tions.	Acquittals.
Abusive language	12	10	1	1				2	7	1		9	
Adultery	5	2		1	1			1	1			2	
Assault	5	4		1				2	2			4	
Assault and battery	10	8		2				1	7	2		6	
Assault with weapon	5	5							5	2		3	
Assault to murder	6	1	2	3			1			1	2		
Assault to rape	1	1					1			1			
Bigamy	1	1					1					1	
Burglary	15	12		3			12			5		7	
Carrying concealed pistol	8	2	1	5					2			2	1
Carnal knowledge	1			1									
Cruelty to animals	1	1							1			1	
Disturbing religious worship	1	1							1			1	
Embezzlement	1	1					1					1	
Escape	1	1						1		1			
Failure to keep junk record	1	1							1			1	
Forgery	7	6		1			6			3		3	

[illegible]

CIRCUIT COURT OF PERRY COUNTY.
J. F. Thompson, Solicitor. (4th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.				Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.					Negro.	Acquittals.	Convictions.	White.
Abusive language	1	1		1													
Assault and battery	3	3								3				3			
Assault with weapon	7	7								4				6		1	
Burglary	2	2					1	1						2			
Carrying concealed weapons	20	10	3	7			8			2				10	3		
Embezzlement	1			1													
Escape	1			1													
Failure to work public road	2	1	1					1						1	1		
Grand larceny	9	6	3				4	2						6	3		
Manslaughter	2	2					1	1						2			
Murder, second degree	2	2					2							1		1	
Petit larceny	12	12						9		3				12			
Public drunkenness	2	2								2						2	
Unlawfully cutting timber	1	1								1				1			
Vagrancy	2	2						2						2			
Violating prohibition law	13	12	1					2		10				9	1	3	
Violating tick law	10	2		8						2						2	
Totals	90	64	8	18			8	29		27				55	8	9	

CIRCUIT COURT OF PICKENS COUNTY.
M. T. Ormond, Solicitor. (6th Circuit.)

Abusive language	9	7	2						7	2	2	5
Adultery	1			1								
Assault and battery	21	16		5					13	11		5
Assault and battery with a weapon	6	5		1					3	4		1
Assault to murder	1	1					1			1		
Burglary	1	1					1			1		
Carrying concealed weapons	14	12		2				4	8	7		5
Disposing of mortgaged property	1	1							1	1		
Disturbing religious worship	1	1							1			1
Embezzlement	1			1								
False pretenses	2			1	1							
Grand larceny	2	2					1	1		2		
Manslaughter	3	1	1	1						1		1
Murder, first degree	2	2					1	1		2		
Petit larceny	5	5						3	3	4		1
Public drunkenness	1	1							1			1
Practicing medicine without license	1			1								
Road defaulter	2	1	1						1		1	1
Raffling	1			1								
Sunday gaming	18	17		1					17	6		11
Temporary use of property	1	1						1		1		
Tick law	3	1		1	1				1			1
Trespass	4			1	3							

[illegible]

*Four cases against one defendant.

CIRCUIT COURT OF RANDOLPH COUNTY.
W. B. Bolling, Solicitor. (5th Circuit.)

[illegible]

CIRCUIT COURT OF RANDOLPH COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Fines Paid or Secured.	Convic- tions.	Acquittals.	Convic- tions.	White. Acquittals.
Assault with a weapon.....	6	5	1						5	1	1	4	1
Assault to murder.....	1	1					1						1
Bastardy.....	1	1						1		1			
Burglary and grand larceny.....	4	3		1			3			2		1	
Carrying concealed weapon.....	7	4	1	2				1	3	1		3	1
Disturbing religious worship.....	3	2		1					2	2			
Disturbing school.....	1	1							1			1	
Embezzlement.....	1		1	1									
False pretenses.....	1		1										1
Incest.....	1			1									
Grand larceny.....	3	2		1									
Malicious injury to animals.....	1	1					2			1		1	
Manslaughter, first degree.....	1	1							1				
Murder, first degree.....	5	4	1				4			3	1	1	
Murder, second degree.....	1			1									
Petit larceny.....	4	3	1						3			3	1
Perjury.....	2		1	1							1		
Public drunkenness.....	1	1							1	1			

[illegible]

CIRCUIT COURT OF RUSSELL COUNTY.
Hon. T. M. Patterson, Solicitor. (3rd Circuit.)

Accepting bribe	3				3					
Aiding prisoner to escape	1	1							1	
Assault and battery	2	2				1	1	2		
Buying seed cotton at night	2				2					
Buying stolen property	2	1			1					1
Burglary	2	2				1	1	2		
Carrying concealed weapons	3	1	1		1			1	1	1
False pretenses	1				1					
Grand larceny	10	6	1	3			6	1		
Keeping gaming table	5	1	1	3			1			1
Murder, first degree	2	1			1		1	1		
Petit larceny	2		1		1				1	
Perjury	1				1					

CIRCUIT COURT OF RUSSELL COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Presenting firearms	1	1							1	1				
Public drunkenness	1			1										
Receiving stolen property	1	1					1						1	
Robbery	1	1					1			1				
Selling property subject to lien	1	1						1						
Selling mortgaged property	2			2										
Trespass after warning	1	1								1	1			
Violating prohibition law	28	18	2	6	2					18	1	1	17	1
Violating sunset law	1	1								1	1			
Totals	73	38	7	25	3		4	11		23	18	4	20	3

CIRCUIT COURT OF ST. CLAIR COUNTY.
M. C. Sivley, Solicitor. (16th Circuit.)

Abusive language	7	6	1							6			6	1
Adultery	3	3								3			3	
Assault and battery	11	7	1	3						6			6	1
Assault to murder	1	1					1						1	

[illegible]

Grand larceny	12	1	3	8	1	1	1	1	1	3
Hunting without license	3		1	2						1
Indecent conduct	1			1						
Making liquor	2			2						
Manslaughter	1			1						
Murder	4	4				4			3	1
Obtaining board by false pretenses	2			2						
Obtaining money under false pretenses	1			1						
Petit larceny	1			1						
Public drunkenness	4	3	1				3			3
Perjury	3			3						1
Presenting firearms	4	1		3			1			
Robbery	2						*2			
Selling tainted meat	1						1			
Sic. Fa.	2	2						2		2
Throwing stone at train	1	1						1	1	
Trespass after warning	1			1						
Violating prohibition law	18	6	2	8			3	4	4	2
Violating state banking laws	15						*15			
Totals	147	40	12	69	25	11	6	1	23	20
									7	19
										10

* Abated by reason of improperly drawn grand jury.

CIRCUIT COURT OF SUMTER COUNTY.
M. T. Ormond, Solicitor. (6th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.				Color.	
						Death.	Peniten- tary.	Hard Labor.	Jail.	Conv- tions.	Acquittals.	Conv- tions.	Acquittals.	Negro.	White.
Abusive language	1	1										1	1		
Assault and battery	3	2		1				1				2	2		
Assault to murder	3	2			1		2						2		
Burglary	1	1						1					1		
Burglary and grand larceny	2	2						2					2		
Carrying concealed weapons	9	6		3				3				6	6		
Grand larceny	11	7			4		1	6					7		
Making false entry on bank books	3				3										
Murder, first degree	1				1										
Murder, second degree	1	1						1					1		
Petit larceny	6	5		1				2				5	5		
Rape	1			1											
Receiving stolen property	1													1	
Violating prohibition law	12	8		4				7					8		
Violating railroad traffic law	2				2										
Totals	57	35	1	10	*11		3	23		19	35	1			

*1 murder, 1 assault to murder abated by death.

CIRCUIT COURT OF TALLADEGA COUNTY.
J. B. Sanford, Solicitor. (7th Circuit.)

[illegible]

CIRCUIT COURT OF TALLAPOOSA COUNTY.
W. B. Bolling, Solicitor. (5th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Penitentiary.	Hard Labor.	Jail.	Fines Paid or Secured.	Negro.	White.	Acquittals.
Assault	2	1	1	1				1			1		Acquittals.
Assault and battery	2	1	1	1						1		1	Convictions.
Assault with weapon	11	8		3						8	6	2	
Assault to murder	5	3	2				3				3		2
Blackmail	1			1									
Burglary	9	8	1				8				*7	1	
Carrying concealed weapons	4	3	1							3	1	2	1
Defamation	1		1										1
Disturbing religious worship	1	1		1									
Embezzlement	4	2		2			2						1
False pretenses	4	1		3						1	1		
Forgery	3	2		1			2				*1		
Grand larceny	6	4		2			4				4		
Manslaughter, first degree	2	2					2				1	1	
Murder, first degree	1			1									
Murder, second degree	6	4	1	1			4				3	1	1
Perjury	4	1		3			1				1		

[illegible]

***Two cases against one man.**

CIRCUIT COURT OF TUSCALOOSA COUNTY.
M. T. Ormond, Solicitor. (6th Circuit.)

	20	13	7		6	12	4	9
Abusive language								
Assault	1	1				1		1
Assault and battery	33	27	6		15	24	19	8
Assault to murder	4		1	3				
Assault to rape	1	1			1		1	

CIRCUIT COURT OF TUSCALOOSA COUNTY, Continued

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.		White.	
											Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Assault with weapon	2	2								2	1		1	
Adultery and fornication	3	2		1			1			1	1		1	
Aiding escape	1			1										
Auto speed law	2	2								2	1		1	
Attempt to commit burglary	1	1						1			1			
Bigamy	1			1										
Burglary	7	7						7			7			
Burglary and grand larceny	8	6		2			1	5			6			
Carrying concealed weapons	12	7	1	4				2		7	3		4	1
Disposing of mortgaged property	1	1								1			1	
Disturbing school	3	3								3			3	
Distilling	3	3						3		1			3	
Embezzlement	2	1		1			1						1	
Emigrant agent	1			1										
Extortion	1			1										
Escape	3	1		2						1			1	
False pretense	9	5		4				3		4	3		2	
Forgery	3	2		1				2			2			

[illegible]

CIRCUIT COURT OF WALKER COUNTY.
J. B. Powell, Solicitor. (14th Circuit.)

[illegible]

CIRCUIT COURT OF WALKER COUNTY.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequites.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Penten-tiary.	Hard Labor.	Jail.		Negro.	White.	Convictions.	Acquittals.
Resisting officer	1	1		1										
Rechecking coal	1	1										1	1	
Robbery	1			1										
Selling mortgaged property	5	1	3	2									1	
Seduction	4			4										
Sodomy	2	1		1		1							1	
Sunday gaming	1			1										
Trespass	2	1	1							1		1	1	1
Temporary use of property	1	1								1				
Vagrancy	19	6	1	12				3		3	3			1
Violating game law	1	1								1			1	
Presenting firearms	5	2	1	2						1	2	1		
Violating revenue law	10			10										
Violating prohibition law	42	16	6	16	9					2			3	6
Violating quarantine	50			50										
Totals	436	146	39	231	29	2	4	11	9	71	30	9	54	21

CIRCUIT COURT OF WILCOX COUNTY.
J. F. Thompson, Solicitor. (4th Circuit.)

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.		
						Death.	Peniten- tiary.	Hard Labor.	Jail.		Negro.	White.	
													Convi- tions.	Acquittals.
Animals, injury to.....	1	1						1			1		
Arson	2	2				1		1	1		2		
Assault to murder.....	7	5	1	1		4		1			5	1	
Assault with weapon	15	12	1	2			3		9		12	3	
Assault to rape	1	1					1				1		
Attempt to commit felony.....	1	1					1				1		
Burglary	14	8	2	4		6	3	*3			8	5	
Carrying concealed weapons.....	6	5		1			2		3		5	1	
Forgery	3	3					2		1		3		
Fraudulently selling property	1	1				1					1		
Incest	1	1					1				1		
Larceny, grand	22	14	5	4		11	2				13	7	1
Larceny, petit	7	5		2			3		2		5		
Manslaughter	8	5		3		2	3				4	1	1
Murder	5	5				5					4	1	1
Rape	1			1									
Selling mortgaged property.....	1	1							1		1		

[illegible]

***Sent to Reformatory.**

CIRCUIT COURT OF WINSTON COUNTY.
J. B. Powell, Solicitor. (14th Circuit.)

[illegible]

SUMMARY OF REPORTS OF SOLICITORS OF CRIMINAL CASES DISPOSED OF IN THE CIRCUIT COURTS
OF ALABAMA, OCTOBER 1, 1916 TO OCTOBER 1, 1918

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Fines Paid or Secured.	Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Abandonment	17	5		2	7			3					
Abortion	6	1	1	2	3		1						
Abusive language	290	164	22	97	5			19	2	139			
Abusive letter	1	1						1					
Accepting bribe	3			3									
Adultery	76	22	14	37	3			5		11			
Affray	10	9		2						9			
Aiding escape	6	4	1	1			2	1					
Animals, cruelty or injury to	34	6	3	21	2			1		5			
Animals, unlawfully killing	10	7	2	1				1		6			
Arson	42	12	7	12	11		6	3	2				
Assault	44	23	3	12				9		19			
Assault and battery	428	287	36	89	5			56	11	227			
Assault with weapon	285	195	20	55	12			40	2	154			
Assault to murder	210	93	36	67	23		63	26	3	2			
Assault to rape	25	15		6	4			1					
Assault to rob	5	1	1	2			1						

[illegible]

SUMMARY OF REPORTS OF SOLICITORS.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Prosequies.	Abated or Withdrawn.	Number Sentences to				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.	Negro.		White.	
										Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Decoying away child, etc.	5	2	1	2	1					1			
Defacing jail	3	3						1		3			
Defamation	23	4	3	15	1					3			
Default in wagon road tax	1		1										
Destroying boundary line	1	1	1										
Destroying mortgaged crop	1		1										
Discharging firearms, etc.	1												
Displaying pistol on public road	1	1		1									
Distilling	3	3						3					
Disturbing religious worship, etc.	64	41	1	21	1			3		37			
Disposing of mortgaged property	81	19	16	36	2			3		17			
Disposing of property subject to lien	8	3	2	1	2			1					
Dog, sheep killing, at large	1	1								1			
Doing business without license	20	7	3	9	2			3		4			
Drunkenness, public	185	128	10	47	5			3		117			
Dynamiting, etc.	2			2									
Election laws, violation of	30	2	3	25				2		1			
Emigrant law, violation of	9	3	2	3	1					3			

Embezzlement	84	19	12	47	7	13	5	4
Enticing servant from master	3	1	2					1
Escape	25	16		10		3	6	5
Escape, permitting	1			1				
Extortion	2	1		1				1
Failure to burn dead animal	5	3	1	1				3
Failure to report to county health officer	2			2				
Failure to attach tags on feed	1	1						1
Failure to observe rules of road	1	1						1
Failure to keep junk record	1	1		1				1
False entry on bank books	10		10					
False pretenses	110	36	19	42	11	6	10	1 20
Felonies	2	2				2		
Firing woods	2	2						2
Forgery	154	87	6	53	8	66	22	
Fraudulent check	4			4				4
Fraudulently disposing of property	2	1		1		1		1
Game laws, violation of	29	9	5	13	1			9
Gaming, etc.	209	108	7	86	27			75
Gaming table, keeping	9	2	1	4	2		2	
Injury to property	1	1						1
Incest	13	8	2	2	1		8	
Indecent conduct	1			1				
Issuing fraudulent check	5	1		5				1
Horse racing on road	1	1					1	
Hunting without license	3		1	2				

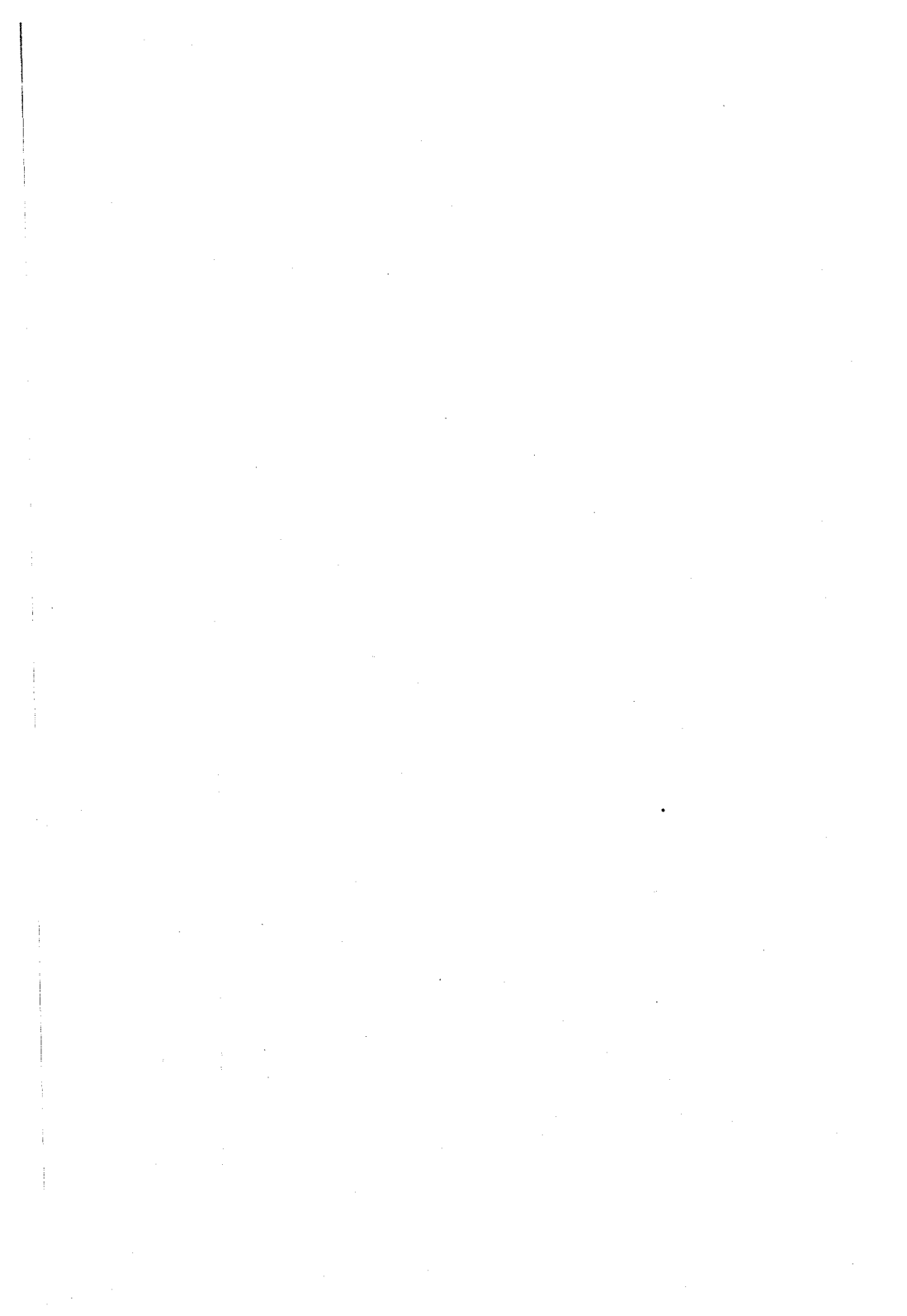
SUMMARY OF REPORTS OF SOLICITORS.—Continued.

Character of Offense.	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.	Color.			
						Death.	Peniten- tary.	Hard Labor.	Jail.		Convic- tions.	Acquittals.	Negro.	White.
Jim Crow law, violation of	1	1								1				
Juvenile law, violation of	6	1	1	2	2									
Kidnapping	2		1											
Larceny, grand	723	447	95	166	33		226	211						
Larceny, petit	428	315	44	61	9			131	15	195				
Larceny from person	10	6	1	2	1		3	3						
Larceny from dwelling	1				1									
Livestock quarantine	225	33	6	183	4			1		26				
Liquor, making	9	1		8						1				
Locomotive, operating without headlight	1	1	1											
Malicious mischief	11	3	2	6						3				
Malicious destruction of property	1	1	1											
Manslaughter	98	73	14	13	1		51	16		3				
Mining laws, violation of	1		1											
Minors, giving liquor to	5	1	2	2						1				
Minor, permitting to play pool	11	3	3	5						3				
Miscegenation	11	10		1			10							
Murder	277	154	57	89	3	16	141	2						

Night walking	2	2								2
Nuisance	2			1	1					
Obstructing public road	6	2	1							2
Obtaining money by false pretenses	5			5						
Obtaining signature by false pretenses	1			1						
Operating auto without license	7			6	1					
Peace proceedings	2			1	1					
Perjury	47	6	8	26	7		6			
Presentation firearms	3		2	1						
Pharmacy law, violation of	1			1						
Physician failing to report to health officer	2			2						
Poisoning well	1			1						
Poison, putting out	1	1								1
Pool table, unlawfully operating	1				1					
Practicing dentistry without license	1			1						
Practicing medicine unlawfully	2	2								2
Presentation firearms	28	11	3	13	2					10
Prohibition law, violation of	1522	579	156	502	285		235	12	390	
Raffling	2	1		1						1
Rape	10	3	1	4	2		3			
Receiving or removing mortgaged property	5	3	1	1						2
Rebranding animal to defraud	1		1							
Rechecking coal	1	1								
Reckless riding	1	1								1
Removing boat from landing	2			2						
Resisting officer	13	2	1	8				1		2

SUMMARY OF REPORTS OF SOLICITORS.—Continued.

Character of Offense	Number Cases Disposed of.	Convictions.	Acquittals.	Nolle Proseques.	Abated or Withdrawn.	Number Sentences to				Fines Paid or Secured.				Color.			
						Death.	Peniten- tiary.	Hard Labor.	Jail.					Convic- tions.	Acquittals.	Convic- tions.	Acquittals.
Retailing	2			2													
Revenue laws, violation of	55	24	2	46	1			1	6	16							
Road laws, violation of	100	18	11	67	2			2		17							
Roads, injury to	1			1													
Robbery	55	20	10	23			19	1									
Seduction	12	1	1	9	1		1										
Selling cider without license	3		1	2													
Selling cigarettes, etc.	9	2		6	1					2							
Selling or removing property subject to lien	4	4						2		2							
Selling or removing prop'ty subject to exe'n	2			1	1												
Selling, receiving or removing stolen prop'y	102	67	6	16	8		14	43	1	8							
Selling tainted meat	2		1	1													
Shooting across public road	9	3	1	5						3							
Shooting into dwelling	8	3	1	3	1					3							
Shooting into train	1			1													
Sic. Fa.	2	2								2							
Slander	1	1								1							
Slot machines, unlawful operation	24	21		3						21							



INDEX

	Page
Attorneys General, List of.....	3
Civil Cases Disposed of.....	7
Criminal Cases Disposed of in Appellate Courts.....	25
Foreword	5
Impeachment Proceedings	20
Judicial Circuits, List of.....	26
Letter of Transmittal.....	5
Opinions, as to.....	25
Remedial Legislation and Law Reform:	
Pistol Law	21
Jury Law	21
Sunday Law	22
Franchise Taxes on Corporations.....	22
Health Laws	23
Board of Pardons.....	23
Indeterminate Sentence	24
Report of Criminal Cases Disposed of in Circuit Courts, by Counties	27
Solicitors of Circuits.....	26
Summary of Reports of Solicitors.....	116

